



KANSAS

ASSOCIATION OF

COUNTIES

2020 Policy Statement



KAC Legislative Policy Statement

The Kansas Association of Counties (KAC) serves Kansas counties by acting as a liaison with other levels of government, presenting the county position on state issues, and advocating legislative policies that advance the interest of Kansas counties. This document represents the values and positions for our member counties.

2020 Legislative Priorities

1. **Constitutional Home Rule** – KAC favors extending constitutional protection for county home rule authority—a change that will enable county leaders to best serve their constituents.
2. **Property Tax Lid** – KAC supports complete repeal of the tax lid. In the absence of repeal, KAC supports correcting the unworkable procedures in the tax lid to ensure a practical law for local officials. KAC further supports reasonable exceptions to the tax lid to allow local officials necessary flexibility in carrying out their duties and obligations.
3. **Tax Valuation and Appeals** – KAC supports a fair and consistent approach to valuation, and KAC supports taxation that reflects the services furnished and funded by counties and takes into consideration economic realities and constitutional fair market value for non-agricultural property. The KAC favors procedural changes to the tax appeals process that are balanced and sensible for both the taxpayer and the counties. We oppose any legislation that artificially limits or otherwise alters property valuation and strongly support a legislative change adding language to current state law to clearly indicate that a constitutional fair market value for non-agricultural property does not include a hypothetical lease fee.
4. **Medicaid Expansion** – KAC supports expansion of the Kansas Medicaid program to extend healthcare coverage for the physical and behavioral healthcare coverage for at-risk Kansans and supports the pursuit of public health.
5. **Mental Health and Jails** – KAC supports greater effort to increase accessible treatment to address mental health and substance-use disorders to reduce the number of individuals with mental or behavioral issues inappropriately incarcerated in county jails.
6. **State Funding** – KAC opposes deferring payments to the Kansas Public Employees Retirement System and sweeping funds intended for transportation. Kansas needs a structured and balanced state budget. KAC supports fee structures designed to allow county departments to offset the cost of state mandated services. Our counties also support the Federal Funds Exchange Program and other partnership efforts between Kansas and its counties.
7. **Broadband Access** – KAC supports policies enabling broadband development (high-speed internet connectivity) and access to improve economic development, telemedicine care, education, and government efficiency.
8. **Federal Taxes** – KAC supports restoring the federal tax deduction for local taxes (SALT) and preserving the tax exemption for municipal bonds.

County Governance

Counties provide many of the fundamental services associated with thriving communities. A commitment to local control ensures that government reflects the needs of citizens that call Kansas “home.”

1. **Home Rule** – Our members stand on the principle that government closest to the people will best understand and serve the community’s needs. This principle should be constitutionally protected. Restrictive laws by the state and federal governments serve only to minimize effectiveness at the local level.
2. **Local Control** – We support local officials’ freedom to meet community needs by determining the most effective methods—particularly in the areas of government services, county budgets, eminent domain, and consolidation.
3. **State Restrictions** – We oppose any legislation that increases county costs or decreases a county’s capacity to self-govern, manage financial resources, or participate in the legislative process.
4. **Open Government** – We support transparency policies that balance citizen access with other legitimate public interests, such as individual privacy and security.
5. **Oversight of Privatized Services** – KAC advocates for government oversight to ensure adequate service and fiscal responsibility for any privatized services.
6. **Government Efficiency** – KAC supports policies that allow counties to operate more efficiently and freely collaborate to provide services. This includes broad freedom to repair county buildings, roads, bridges, sewer districts, and equipment.
7. **County Hospitals** – KAC supports legislation giving counties more oversight and control over the indebtedness of county hospitals and providing that in the event a county hospital terminates operation, the county shall not be liable for any debts of the county hospital other than outstanding general obligation bonds issued for said hospital or for any other debt obligations where the county agreed to be liable for such debt.



Taxation and Finance

Counties derive most of their funding from property taxes. The revenue funds roads, bridges, law enforcement, elections, courts, records management, and more. This demands partnership with the state and broad, sensible approaches to taxation.

1. **State Mandates** – KAC opposes all unfunded mandates by the state, and we support state funding for any current statutory mandates. This includes opposing reallocation of local funding into the State General Fund. KAC supports fee structures that will allow county departments to recoup costs associated with state mandated services.
2. **Intergovernmental Immunity** – KAC supports the continued stance that the federal and state governments may not tax local government.
3. **Broad Tax Base** – We support legislation to provide a statutory menu of taxing and revenue options, while limiting statutory tax exemptions. KAC supports legislation that would modify existing programs rather than adding new programs with additional exceptions or exemptions.
4. **Tax Appeals** – KAC supports a fair and expedient appeals process for county classification and valuation disputes. This includes policies that encourage timely payment by taxpayers.
5. **Collection of Sales/Use Taxes on Remote Sales** – We support legislation requiring remote sellers to collect and remit sales/use taxes to the state of Kansas, with such revenue distributed according to current statutory formulas.
6. **Collection of Fees and Expenses** – We support legislation that allows garnishment of wages and attachment where fee collection is appropriate. KAC similarly supports legislation enabling counties to recoup administrative expenses.
7. **State Revenue Sharing** – KAC supports sharing expenses for joint state-county services. This includes fully funding the state’s demand-transfer programs like the Local Ad Valorem Tax Reduction Fund, the City and County Revenue Sharing Fund, and the Special City and County Highway Fund—all historic partnerships between the state and counties.



Transportation & Land Use

Infrastructure is vital to communities and businesses that rely on safe and cost-effective transportation of goods and people. An effective transportation system requires foresight, planning, and adequate funding—all of which our counties support. Kansas Counties own and maintain 109,000 miles of roads, which is 82% of all roads in Kansas. Kansas Counties own and maintain 19,650 bridges, which is 77% of all the bridges in Kansas.



1. **Comprehensive Transportation Plans** – KAC supports continued planning and adequate funding for the state’s transportation system and infrastructure needs.

2. **Road and Bridge Use** – KAC favors legislation that produces safe and reliable infrastructure and opposes legislation that speeds the decline of our roads and bridges. Our counties also seek legislation that provides compensation when our infrastructure sustains damage.
3. **Transportation Funding** – KAC supports funding mechanisms for transportation projects that allow for the construction and maintenance of appropriate transportation solutions for each region in the state.

Public Safety

Law enforcement serves to preserve the peace—an increasingly broad responsibility that covers crime prevention, jails, corrections, and mental health. This is just one aspect of public safety where counties serve the state in a very public and integral manner.

1. **Coordinated Law Enforcement** – The state, counties, and cities share the same goal of community safety. This demands coordinated policies with shared funding, responsibility, and decision-making authority.
2. **Community Mental Health** – KAC supports the state’s responsibility to continue funding of the community mental health system, which serves as the public health safety net for persons with mental illness, consistent with Article 7, Section 1 of the Kansas Constitution.
3. **Community Corrections** – KAC seeks funding and policies to support community corrections—programs that oversee offenders outside of detention.
4. **Juvenile Programs** – Our counties support juvenile programs and funding with a preventative focus to stop juveniles from entering the correctional system.
5. **Prompt Treatment** – KAC encourages the state to provide prompt mental health treatment for those in mental health crisis subject to emergency commitment by providing adequate operational state hospital beds throughout the state, and to provide funding and the regulatory framework necessary for providing local treatment through adult and juvenile crisis intervention centers.



Public Health and Environment

Counties also provide services in public health—a concept extending to the early foundations of this country. The state requires counties to address community wellness as an effort to limit disease, prepare for emergencies, and promote good health.



1. **Local Health Departments** – We support adequate state funding for local health departments and state policies that promote the health and well-being of Kansans.
2. **Mental Health** – We support the state’s continued responsibility as the primary-care provider for mentally ill citizens—including providing access to medical treatment. KAC similarly supports state funding when the state uses county facilities.
3. **Limited Liability** – KAC supports liability protection for county-affiliated entities as they provide public services.
4. **Environmental Balance** – We support water policies, energy policies, and land-management practices that balance use and practicality with preservation achieved through scientifically based regulations without undue restrictions. This includes funding for executing state regulations.

Federal Relations

County officials serve in their community of residence—government closest to the people. But that does not minimize the effect of federal laws. Our counties support sensible federal policies and oppose all unfunded mandates.

1. **Federal Mandates** – KAC opposes all unfunded mandates by the United States, and we support federal funding for any current statutory mandates.
2. **Federal Restrictions** – We oppose any legislation that increases county costs or decreases a county’s capacity to self-govern.
3. **Medicaid** – KAC supports a Medicaid program that maintains the federal government’s responsibility for providing for the physical and behavioral health care of the country’s most vulnerable citizens.
4. **Homeland Security** – We support coordinated planning and regulations between the federal, state, and local governments, and we support adequate funding to implement preparation for security threats.
5. **Federal Spending** – We support responsible spending and taxing by the federal government with an emphasis on achieving a balanced budget.
6. **Federal Health Benefits** - KAC supports allowing individuals arrested and held in county jails prior to sentencing to continue to receive federal benefits, consistent with the presumption of innocence.



Kansas Association of Counties 2019 Legislative Policy Committee

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